

# Meeting Proposal Information Form

\*Please complete this form and send to [gareth\\_rees@ios.doi.gov](mailto:gareth_rees@ios.doi.gov)

To ensure that the appropriate individual within the Department of the Interior is meeting with you on a given matter and because the Office of the Deputy Secretary is committed to maintaining the highest ethical standards, we request that you answer the following questions before we will agree to schedule a meeting.<sup>1</sup> Therefore, please provide your request in writing and answer the following questions either on this sheet or a separate one.

**Describe the action you are seeking by the Office of the Deputy Secretary:** Meeting with Deputy Secretary Bernhardt

**Meeting date:** July 11<sup>th</sup> or 12<sup>th</sup> 2018

**Meeting location:** Deputy Secretary Bernhardt's Office

**Contact information (Name, Email, Phone):** Jessica Austin, [jaustin@tfgnet.com](mailto:jaustin@tfgnet.com), 202-331-8500

**With which Bureau or Agency does your agenda most align? (Please list all, if more than one.)**

**Please indicate whether the matter related to the request involves:**

- ☐ a) Specific parties, such as a particular litigation matter, a specific permit decision, or a contract;
- ☐ b) A discrete and identifiable class of persons, such as a regulation or legislation that applies to a specific industry; or
- ☒ c) A broad and diverse range of persons, such as a resource management plan or broad legislation?

**If you answered "a)" above:**

- Please identify the specific parties if possible:
- If the specific parties are identified, are you aware that any party is represented by Brownstein Hyatt Farber Schreck, LLP in this particular matter?

☐ Yes ☐ No

- If yes, please identify any such specific party:

<sup>1</sup>In order to avoid even the potential appearance of a lack of impartiality, the Deputy Secretary agreed that, for one year after his withdrawal from his former firm, he would not participate personally and substantially in any particular matter involving specific parties in which he knows his former firm is or represents a party, unless authorized to participate, pursuant to 5 C.F.R. § 2635.502(d). He also agreed not to participate personally and substantially in any particular matter involving specific parties in which he knows a former client of his is or represents a party for a period of one year after he last provided service to that client, unless he is first authorized to participate, pursuant to 5 C.F.R. § 2635.502(d). In addition, per the Administration Ethics Pledge, the Deputy Secretary agreed that he will not for a period of two years from the date of his appointment participate in any particular matter involving specific parties in which a former employer or client of his is or represents a party, if he served that former employer or client during the two years prior to his appointment, absent a waiver under Section 3 of Executive Order No. 13770. This includes recusal from any meeting or other communication with such a former employer or client unless (1) there are five or more different stakeholders present and (2) no particular matters involving specific parties are discussed.

**Please explain the time sensitivity of the request, if any, including what is driving the timing of the request, such as court-ordered or statutory deadline: N/A**

**If the requested action involves the interpretation or application of a particular policy, regulation, or statute, please provide the underlying text along with any briefing material sufficiently in advance of any meeting so that it can be reviewed before the meeting.**

In addition to providing an overview of the efforts of the Sacramento River Settlement Contractors and the Northern California Water Association to assist with Central Valley Project operations, including Shasta modeling and fishery restoration projects, the SRSCs and NCWA would like to discuss, as time permits, the following issues:

- Flows – federal engagement in the SWRCB settlement process on Sacramento River flows
- Salmon Restoration – update on efforts to focus restoration actions, CVPIA authority delegation, CVP Restoration Fund issues, WIIN Act funding
- USBR/SRSC/NMFS Charter on Science and Monitoring Program – status of efforts to develop a joint charter on science and monitoring
- Sacramento River Integrated Plan – the need for federal legislation
- Sites Reservoir – federal support for Sites Reservoir
- SRSC-NRDC Litigation – status and issues associated with pending litigation on the Sacramento River Settlement Contracts

**Expected meeting participants (name, title, and organization):**

- Thad Bettner, General Manager, Glenn Colusa Irrigation District (GCID)
- Don Bransford, President, Glenn Colusa Irrigation District (GCID)
- David Guy, President, Northern California Water Association (NCWA)
- Fritz Durst, President, Board of Trustees, Reclamation District 108
- Lewis Bair, General Manager, Reclamation District 108
- Roger Cornwell, Trustee, Reclamation District 108 (tentative)
- Brett Gray, General Manager, Natomas Central Mutual Water Company
- Bradd Mattson, General Manager, Sutter Mutual Water Company
- Andy Hitchings, Attorney, Somach, Simmons & Dunn
- Kevin O'Brien, Attorney, Downey Brand
- Roger Gwinn, CEO, The Ferguson Group

**If the Deputy Secretary is unable to meet, is a surrogate desired? If yes, who specifically?**



**DATE:** June 14, 2018

**TO:** Gareth Rees, Executive Assistant  
Office of the Deputy Secretary  
U.S. Department of the Interior  
202-208-6291; gareth\_rees@ios.doi.gov

**RE:** **Meeting Request – Glenn-Colusa Irrigation District (GCID), Northern California Water Association (NCWA), Reclamation District 108**

**WHEN:** July 11 – 12, 2018

**PURPOSE:** In addition to providing an overview of the efforts of the Sacramento River Settlement Contractors and the Northern California Water Association to assist with Central Valley Project operations, including Shasta modeling and fishery restoration projects, the SRSCs and NCWA would like to discuss, as time permits, the following issues:

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**CONTACT:** Jessica Austin at 202-331-8500 or at [jaustin@tfgnet.com](mailto:jaustin@tfgnet.com)

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**Contact information (Name, Email, Phone):** Jessica Austin, [jaustin@tfgnet.com](mailto:jaustin@tfgnet.com), 202-331-8500

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☐ No

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**DATE:** June 14, 2018

**TO:** Gareth Rees, Executive Assistant  
Office of the Deputy Secretary  
U.S. Department of the Interior  
202-208-6291; gareth\_rees@ios.doi.gov

**RE:** **Meeting Request – Glenn-Colusa Irrigation District (GCID), Northern California Water Association (NCWA), Reclamation District 108**

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- Roger Gwinn, CEO, The Ferguson Group

**CONTACT:** Jessica Austin at 202-331-8500 or at [jaustin@tfgnet.com](mailto:jaustin@tfgnet.com)

# Conversation Contents

Fwd: REQUEST FOR INFO - RE: [EXTERNAL] MEETING REQUEST - Friant Water Authority (CA)

**"McDonnell, Edward"** <edward.mcdonnell@sol.doi.gov>

---

**From:** "McDonnell, Edward" <edward.mcdonnell@sol.doi.gov>  
**Sent:** Fri Jul 06 2018 15:05:42 GMT-0600 (MDT)  
**To:** "Rees, Gareth" <gareth\_rees@ios.doi.gov>, "Connors, Margaret" <margaret.connors@sol.doi.gov>  
**Subject:** Fwd: REQUEST FOR INFO - RE: [EXTERNAL] MEETING REQUEST - Friant Water Authority (CA)

- *Stewardship for America with Integrity and Excellence* -

*--- Please note that a current or former employee who discloses information to an agency ethics official or a Government attorney does not personally enjoy an attorney-client privilege with respect to such communications. Additionally, reliance on the oral or written advice of an agency ethics official cannot ensure that an employee will not be prosecuted for a violation of Title 18 of the United States Code. However, good faith reliance on such advice is a factor that may be taken into account by the Department of Justice in the selection of cases for prosecution. ---*

Ed McDonnell

Deputy Director, Ethics Law and Policy  
Departmental Ethics Office  
Office of the Solicitor  
U.S. Department of the Interior

Located at:

Main Interior Building  
Room 5313  
Office: (202) 208-5916  
Cell: (202) 510-8427

E-mail: [edward.mcdonnell@sol.doi.gov](mailto:edward.mcdonnell@sol.doi.gov)

Fax: (202) 208-5515 *(Please call or e-mail me to let me know you've sent me a fax as the fax machine is in a separate room.)*

Mailing Address:

Departmental Ethics Office  
Office of the Solicitor  
Department of the Interior  
Mail Stop 5311  
1849 C Street NW

Washington, DC 20240

E-mail the Departmental Ethics Office at [DOI\\_Ethics@sol.doi.gov](mailto:DOI_Ethics@sol.doi.gov) or visit us online at [www.doi.gov/ethics](http://www.doi.gov/ethics)

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----- Forwarded message -----

From: **Tina Dykstra** <[tdykstra@tfgnet.com](mailto:tdykstra@tfgnet.com)>

Date: Fri, Jul 6, 2018 at 5:03 PM

Subject: REQUEST FOR INFO - RE: [EXTERNAL] MEETING REQUEST - Friant Water Authority (CA)

To: "McDonnell, Edward" <[edward.mcdonnell@sol.doi.gov](mailto:edward.mcdonnell@sol.doi.gov)>

Cc: "Christopher B. Kearney" <[CKearney@tfgnet.com](mailto:CKearney@tfgnet.com)>, Joe Raeder <[JRaeder@tfgnet.com](mailto:JRaeder@tfgnet.com)>

Thank you, Ed. We appreciate your time.

I have forwarded your request for further information to Chris Kearney who can provide more details on subjects.

Thank you, sir.

Best,

Tina



**Tina Dykstra**

202.261.6013 OFFICE

202.345.3007 MOBILE

[1901 Pennsylvania Ave. NW, Suite 700, Washington, DC 20006](http://1901PennsylvaniaAveNW.com)

[TheFergusonGroup.com](http://TheFergusonGroup.com)

**From:** McDonnell, Edward [mailto:[edward.mcdonnell@sol.doi.gov](mailto:edward.mcdonnell@sol.doi.gov)]

**Sent:** Friday, July 06, 2018 4:24 PM

**To:** Tina Dykstra <[tdykstra@tfgnet.com](mailto:tdykstra@tfgnet.com)>

**Subject:** Fwd: [EXTERNAL] MEETING REQUEST - Friant Water Authority (CA)

Hi Tina,

Gareth Rees forwarded your meeting request to our office for ethics review in light of David's recusal requirements. Would it be possible to get a more detailed description of the subjects that you and the water district representatives

would like to discuss with David? For example, are there any documents or other information online regarding the biological opinion and reconsultation to which you could refer me?

Thank you very much for your time and consideration.

Ed

*- Stewardship for America with Integrity and Excellence -*

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Ed McDonnell

Deputy Director, Ethics Law and Policy

Departmental Ethics Office

Office of the Solicitor

U.S. Department of the Interior

Located at:

Main Interior Building  
Room 5313  
Office: (202) 208-5916  
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E-mail: [edward.mcdonnell@sol.doi.gov](mailto:edward.mcdonnell@sol.doi.gov)

Fax: (202) 208-5515 *(Please call or e-mail me to let me know you've sent me a fax as the fax machine is in a separate room.)*

Mailing Address:

Departmental Ethics Office  
Office of the Solicitor  
Department of the Interior  
Mail Stop 5311  
1849 C Street NW  
Washington, DC 20240

E-mail the Departmental Ethics Office at [DOI\\_Ethics@sol.doi.gov](mailto:DOI_Ethics@sol.doi.gov) or visit us online at [www.doi.gov/ethics](http://www.doi.gov/ethics)

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----- Forwarded message -----

From: **Gareth Rees** <[gareth\\_rees@ios.doi.gov](mailto:gareth_rees@ios.doi.gov)>  
Date: Tue, Jul 3, 2018 at 12:45 PM  
Subject: Fwd: [EXTERNAL] MEETING REQUEST - Friant Water Authority (CA)  
To: Margaret Connors <[margaret.connors@sol.doi.gov](mailto:margaret.connors@sol.doi.gov)>, Edward McDonnell  
<[edward.mcdonnell@sol.doi.gov](mailto:edward.mcdonnell@sol.doi.gov)>

Hi,

David would like to do this if okay with Ethics.

Thanks

----- Forwarded message -----

From: **Tina Dykstra** <[tdykstra@tfgnet.com](mailto:tdykstra@tfgnet.com)>  
Date: Wed, Jun 27, 2018 at 10:27 AM  
Subject: [EXTERNAL] MEETING REQUEST - Friant Water Authority (CA)  
To: Rees, Gareth <[gareth\\_rees@ios.doi.gov](mailto:gareth_rees@ios.doi.gov)>  
Cc: Christopher B. Kearney <[CKearney@tfgnet.com](mailto:CKearney@tfgnet.com)>

Hi Gareth –

I trust all is well with you! Hope you are enjoying the summer months!

Attached please find the completed form for a meeting with Mr. Bernhardt for the Friant Water Authority.

They will be in WDC on July 10<sup>th</sup> and 11<sup>th</sup> and would appreciate the opportunity for a meeting.

Thank you for your time and consideration.

I look forward to your reply.

Best,

Tina

---

**Tina Dykstra**

202.261.6013 OFFICE

202.345.3007 MOBILE

[1901 Pennsylvania Ave. NW, Suite 700, Washington, DC 20006](#)



TheFergusonGroup.com

--

Gareth C. Rees

Office to the Deputy Secretary

U.S. Department of the Interior

Tel: 202-208-6291

Fax: 202-208-1873

Cell: 202-957-8299

---

[Spam](#)

[Phish/Fraud](#)

[Not spam](#)

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# Conversation Contents

[EXTERNAL] FW: MEETING REQUEST - GCID - Bernhardt - 07-2018

**Attachments:**

/2. [EXTERNAL] FW: MEETING REQUEST - GCID - Bernhardt - 07-2018/1.1 Meeting Proposal Information Form Deputy Secretary GCID.DOCX  
/2. [EXTERNAL] FW: MEETING REQUEST - GCID - Bernhardt - 07-2018/1.2 MEETING REQUEST - GCID - Bernhardt - 07-2018.docx  
/2. [EXTERNAL] FW: MEETING REQUEST - GCID - Bernhardt - 07-2018/2.1 Meeting Proposal Information Form Deputy Secretary GCID.DOCX  
/2. [EXTERNAL] FW: MEETING REQUEST - GCID - Bernhardt - 07-2018/2.2 MEETING REQUEST - GCID - Bernhardt - 07-2018.docx

**Jessica Austin <JAustin@tfgnet.com>**

---

**From:** Jessica Austin <JAustin@tfgnet.com>  
**Sent:** Mon Jun 25 2018 12:05:37 GMT-0600 (MDT)  
**To:** "Rees, Gareth" <gareth\_rees@ios.doi.gov>  
**Subject:** [EXTERNAL] FW: MEETING REQUEST - GCID - Bernhardt - 07-2018  
**Attachments:** Meeting Proposal Information Form Deputy Secretary GCID.DOCX MEETING REQUEST - GCID - Bernhardt - 07-2018.docx

Good Afternoon,

I wanted to follow up on the attached meeting request for July 11<sup>th</sup> or 12<sup>th</sup>. Thank you for your time and consideration.

Best,  
Jessica



**Jessica Austin**  
202.331.8500 **MAIN**  
**TheFergusonGroup.com**

---

**From:** Jessica Austin  
**Sent:** Thursday, June 14, 2018 10:31 AM  
**To:** Rees, Gareth <gareth\_rees@ios.doi.gov>  
**Subject:** MEETING REQUEST - GCID - Bernhardt - 07-2018

Good Morning Gareth,

Attached is a meeting request on behalf of the Glenn-Colusa Irrigation District to meet with Deputy Secretary Bernhardt on July 11<sup>th</sup> or 12<sup>th</sup>. Thank you for your time and consideration.

Best,  
Jessica



**Jessica Austin**

202.331.8500 **MAIN**

202.765.4191 **MOBILE**

1901 Pennsylvania Ave. NW, Suite 700, Washington, DC 20006

**TheFergusonGroup.com**

---

**"Rees, Gareth" <gareth\_rees@ios.doi.gov>**

---

**From:** "Rees, Gareth" <gareth\_rees@ios.doi.gov>  
**Sent:** Wed Jul 11 2018 10:29:03 GMT-0600 (MDT)  
**To:** Margaret Connors <margaret.connors@sol.doi.gov>, Edward McDonnell <edward.mcdonnell@sol.doi.gov>  
**Subject:** Fwd: [EXTERNAL] FW: MEETING REQUEST - GCID - Bernhardt - 07-2018  
**Attachments:** Meeting Proposal Information Form Deputy Secretary  
GCID.DOCX MEETING REQUEST - GCID - Bernhardt - 07-2018.docx

Hi,

This is another request to discuss reconsultation with water Districts in CA . The list of attendees looks okay to me.

Thanks

----- Forwarded message -----

**From:** **Jessica Austin** <[JAustin@tfgnet.com](mailto:JAustin@tfgnet.com)>  
**Date:** Mon, Jun 25, 2018 at 2:05 PM  
**Subject:** [EXTERNAL] FW: MEETING REQUEST - GCID - Bernhardt - 07-2018  
**To:** "Rees, Gareth" <[gareth\\_rees@ios.doi.gov](mailto:gareth_rees@ios.doi.gov)>

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Best,  
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**Jessica Austin**

202.331.8500 **MAIN**

**TheFergusonGroup.com**

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